App. F. IX-4

1930-31

File No. 82-30

Previous References

Mur 355-29-172

Serial Nos. 1-4

Later References

General and Revenue Secretariat.

Serial Nos.

Part B for Aug 31

SUBJECT.

Petn from
Review of ~~On~~ Krishna murthi for a revision of the order sanctioning the resumption of the Inam land of Sri Venkataramana Swami temple at Devanahalli and the lease of the same to Mr Jele Krishnappa

Rejects the —

memo No 183 & 38-31

Copy to M.C

KM
26.8.31

GENERAL AND REVENUE SECRETARIAT.

(Mug.)

NOTES.

File No. 82-30

FILE HEADING.

Lease of S.No: 245 of Devanahalli to Yellaiah ~~for a period of 30 years~~ on a rental of Rs 50/- plus Jodi and Cesses thereon.

FROM

Mr. H. Krishnappa. Advocate. on behalf of Puttappa and A. Krishna Murthi

No. 2281 Dated 13-8-30. Received 13-8-30

Diary No. 231	Enclos.	Spare copies	Serial No 1

BRIEF ABSTRACT OF LETTER.

Praying ~~that~~ the Govt: order No. 2756-81 Mug. 355-29-2 dated 31-5-30 2-6-30 in re- to the lease of S.No: 245 of Devanahalli ~~and the same~~ be set aside.

NOTES AND ORDERS.

245/18/8

Submd for kind orders whether the record shall be called for.

16/8

H. Secy)

19-8-30

(21) Yes with a report in the above terms

NOTES—First Sheet.

General and Revenue Secretariat | Mug File No. 82 of 1930-1

Serial No.

Subd with a draft.

4 Issue
VC
5.9.30

To the mug. Commr.

No: 466 dated 8.9.30.

Forwards the petition for favour of a report on the allegation made in the petition together with the connected records:

Letter No 454/30-31 of 28/2/31 from the Muzrai Commissioner submitting records relating to the appeal of Sri Krishnabhat & others against the disposal of S. No 245 of Bedanakoli and stating that the facts of the case as clearly stated in his letter No Appeal 23/29-30 of 29.4.30.

It is stated that reasons assigned by the Petitioners for setting aside the order of 7.6.30 do not appear to be tenable

& for orders of the appeal review Application may be rejected

GS MSK 16/3/31

(Reference:- paras 265 in Mug. 355 of 29 placed below)

H. Secy

17.3.31

Sus. Mgr 9/9/30

Note—Contn. Sheet

WD 02328—GPB—10,000—22-4-30

Review petition 8 of 30-31

The petitioners may be heard if considered necessary, before disposing of the case

(1st Member)

17 3 31

522

(May be posted for hearing with the next batch of cases

19/3/31

As per orders Notices to the petitioners have been issued. In the appl. petn. Gale Krishnappa is shown as opponent. It is for orders whether it is necessary to issue notice to Mr. Gale Krishnappa also.

1363/31

28/4

First Member)

28.4.31

Yes

25/4/31

Case called on 16th May 1931.

Petitioners present and represented by their Lawyer Mr. H. Krishnappa: Opponent not present.

Mr. H.Krishnappa asked for some time for producing documentary evidence of his client's claim to the land in question, and his request has been granted. Case may be ~~included in~~ posted with those to be dealt with on the next hearing date.

1767

(6/5/31)

18.5.3

General and Revenue Secretariat **Muz.** File No. 82 of 1930.

Serial No.

Case xx heard on 27th July 1931.

The Appellants were represented by their Lawyer Mr. H.Krishnappa and the Respondent by Mr. Venkataramaiya.

The ~~Appellants~~ petitioners produced no evidence to prove that they had any personal right to the Inam land, and there are, therefore, no reasons to interfere with the orders already passed.

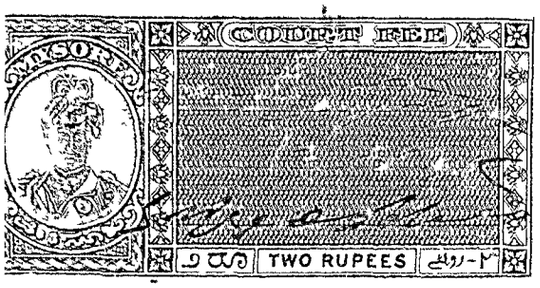
4 No 183 & 3. 8. 31 to the Inamdar communicating copy of the decision in the case and returning the records.

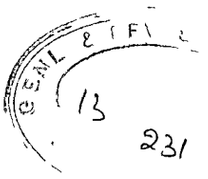
No 184 & 3 8 31 to Mr. K. Krishnappa, Advocate for the petitioners —

No 183 & 3. 8 31 to ...

File No. of 193

General and Revenue Secretariat





Muz 8-2-30-1

BEFORE THE GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE,

BANGALORE.

Revision Pet 8 of 30-31
Mis. Muzrai. No. of 1930 - 31.

PETITIONERS-

Puttappa, son of Annayya Jois, residing at Devanahalli.

2. Krishna Murthi, son of the First Petitioner.

-:VS:-

OPPONENT:-

Yelle Krishnappa residing at Devanahalli.

Muzrai 13/9/31

****

UNDER THE PROVISIONS OF THE MYSORE MUZRAI REGULATION:-

The Petitioner most humbly beg to request that the Government may be pleased to - review the order passed by Government in their No. 2756-8 Muz.353-29-2 dated 31st May 1930 for the following reasons:- 2-6

1. The order under review is one passed without notice to the Petitioners on a reference by the Muzrai Commissioner and without an opportunity being given to the Petitioners to represent their case and the -

order

order abovenamed affects injuriously the long standing rights of the Petitioners.

2. The procedure adopted by the learned Muzrai Commissioner is wholly irregular when he wrote letter No. App.23 of 1929-30 dated 29th April 1930 when the matter had to be decided by him judicially leaving it to the aggrieved party to prefer an appeal to the Government.

3. That the Petitioners are in possession and enjoyment of the Inamti Survey No.245 of Devanahalli and the Opponent is admittedly the lessee under the First Petitioner on a permanent lease.

4. The Opponent forfeited the lease by reason of non-payment of the rent and denial of land lords' title and the matter between them is pending decision before the Honourable High - Court of Mysore in R. A. No. 114 of 1927 - 28.

5. The Petitioners learn that to - avoid an adverse decision against him the Opponent has moved the Sub Division Officer to acquire ~~his xadmitted~~ a right against his admitted land - lord the First Petitioner which has now ended with the order under review.

6. The Inam granted to the Petitioners' ancestors more than a century ago has been in the First Petitioner's possession and enjoyment and - there has been no occasion given by the Petitioners

or

or their ancestors for any resumption of the Inam.

7. There has been no allegation whatever that the Petitioners have lost their rights to the Inam by reason of any non-service for which the Inam was granted.

8. There has been no enquiry whatever for resumption of the Inam nor for granting the same to any one or the Opponent on any tenure.

9. The Petitioners have not given room or any cause whatever for resumption of the Inam and there is absolutely no reason made out for resumption there being no complaint of non-service for which the Inam was granted.

10. For the above reasons Petitioners pray that the Government order No. 2756-8 Muz.356-29-2 dated 31st May 1930 may be reviewed and the same set aside.

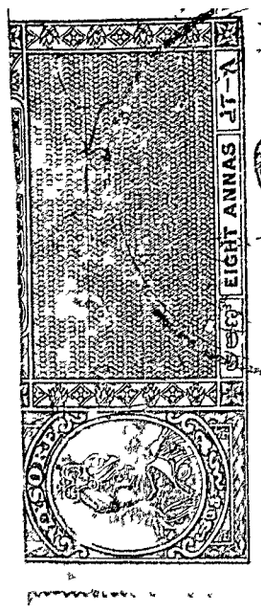
2-6-

Bangalore,
13th August 1930.

Petitioners.

ADVOCATE FOR PETITIONERS.

Cof 13.8.30.



Proceedings of the Government of His Highness
the Maharaja of Mysore

Read :-

Letter no Appl 28 of 1929 30 dated [illegible]
from the Mergar Commissioner forwarding [illegible]
relating to the resumption and lease [illegible]
S. No 330 (Re S No 345) of Kavanhalli [illegible]
to Sri Venkataramana Swamy temple [illegible]
and recommending that [illegible]
out to Mr Yedekismappa × × × ×
× × × × × × × × ×
and that the claim [illegible]
Son of Pullappa, [illegible]
be rejected × × × × × ×
× × × × [illegible]

Order no 2756 Misc 355-29-2 [illegible]
the 31 [illegible]

Sanctioned with the [illegible]
Gulla should be Rs 40/- [illegible]

[illegible]

[illegible]

[illegible] 30.6.30.

[illegible]

Delivered on 28-7-30.

[illegible] 145

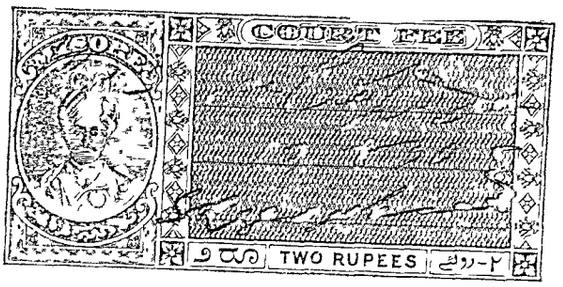
[illegible] = Annas 5

Govindanayakka.

'Copy'

[signature]

For Financial Secretary to



ಬೆಂಗಳೂರು ನಗರದ ಸಿವಿಲ್ ಕೋರ್ಟ್‌ಗೆ.

192೦ — ೭೧ ನೇ ಸಿ ನಂಬರು

~~ವಾದಿ~~ ಅರ್ಜಿದಾರ್ ಸಿಲು -

೧ ೦ ಪ್ರಭಾ ಶೆಟ್ಟಿ -

೨ ೦ ಕೃಷ್ಣ ಮೂರ್ತಿ

V.S.

~~ಪ್ರತಿವಾದಿ~~ ಅಪೋನೆಂಟ್.

ಬಿ ಎಂ ಕೃಷ್ಣಪ್ಪ

ಮಾ॥ ರಾ॥ ಬೆಂಗಳೂರು ಕೋರ್ಟ್ ಕೃಷ್ಣಪ್ಪ ಸಿವಿಲ್ ಗೆ.

ಅರ್ಜಿದಾರರು ಬರಸಿಕೊಟ್ಟ ವಕಾಲತ್‌ನಾಮಾ.

ಈ ಮೊಕದ್ದಮೆಯಲ್ಲಿ ತಾವು ನನ್ನ ಪರವಾಗಿ ಜೈರುವರಿಗೂ ಕೋರ್ಟಿನಲ್ಲಿ ವಿವಾದ ನಡೆಸುವುದಕ್ಕೂ, ನನ್ನ ಪರ ಆಗುವ ಎಲ್ಲಾ ವಿಧವಾದ ಅರ್ಜಿರನ್ನೂ, ಡಿಕ್ರಿಯನ್ನೂ, ಜಾರಿಕ್ರಮ ನಡಿಸಿ ಹಣ ವಸೂಲು ಮಾಡಿಕೊಳ್ಳುವುದಕ್ಕೂ, ನನಗೆ ಕೋರ್ಟಿನಿಂದ ಸಲ್ಲಬೇಕಾಗಿರುವ ಡಿಕ್ರಿ ಮೊಬಲಗು, ಸಿಲುಕ್ ಮೊಬಲಗೂ, ಪ್ರೋಸೆನ್ ಸ್ಟಾಂಪು, ದಾವಾಸ್ಟಾಂಪು ಸಹ ಪಡಿಯಲಿಕ್ಕೂ, ಡಸ್ಕ್ವೈನಜು ವ್ಯರೆಗಳನ್ನು ವಾಪಸು ಪಡಿಯಲಿಕ್ಕೂ ಸಹ ತಮಗೆ ಈ ಮೂಲಕ ಸಂಪೂರ್ಣ ಅಧಿಕಾರ ಕೊಟ್ಟಿದ್ದೇನೆ. ಅಲ್ಲದೆ ತಾವಾನಿ ಯಾ ತಮಗೊಂಸ್ಕರ ಮತ್ತಾವ ಲಾಯರಾಗಲಿ ಡಿಪೋ ಮೊಕದ್ದಮೆಯಲ್ಲಿ ನಡೆಸಿಸುವ ಎಲ್ಲಾ ಕೆಲಸಗಳನ್ನು ನಾನು ಮಾಡ್ದು ಇದ್ದು ನಡಿಸಿದಂತೆ ಒಪ್ಪಿಕೊಳ್ಳಲು ಒಡ್ಡನಾಗಿ ಇರುತ್ತೇನೆ.

ತಾರೀಖು

ಸಾಕ್ಷಿ

ಮೊಖ್ತ್ಯಾರುನಾಮಾ ಕೊಟ್ಟವರು ನನಗೆ ಸರಿಯಾಗಿ ನನ್ನ ಸಮಕ್ಷಮ ರುಜು ಮಾಡಿರುತ್ತಾರೆ.

ಈ ಮೊಖ್ತ್ಯಾರುನಾಮಾ ಅಂಗೀಕರಿಸಿ ಇದ್ದೇನೆ.

ಶ್ರೀ ವೆಂಕಟೇಶ ಪ್ರೆಸ್, ಬೆಂಗಳೂರು ಸಿಟಿ.

Appendix F G—1

SUBJECT.....

.....

.....

Section Mug.

File No. 82-30.

Serial No. 2

No. 466/Rev

Diary No. of letter replied to.....

General and Revenue Secretariat

( )

the *193*

To

The Mug. Comm^r

in mysore

Date of issue 8.9.30

Signed by Hn. V S Sastry

Sir.

I am directed to forward herewith a petition dated 13.8.30. forwarded by Mr. H. Krishnappa on behalf of Puttappa and A. Krishna much praying that the G.O: No: 2756-8/Mug. 355-29-2 dated 2.6.30 in regard to the lease of S.No 245 of Devanahalli to Mr. Yelu Krishnappa be set aside and to request you to submit the Connected records with a report on the allegations made therein.

I have etc

List of enclosures.....

Copied by.....

Examined by along

[illegible] 31

WD 02559—GPE—25,000—25-6-30

5

M. C. 13]

No. 454/30-31
2 w 2 files

OFFICE OF THE MUZRAI COMMISSIONER
IN MYSORE,

Bangalore, 21st February *1931.*

Muz 82-30-323

Muz 5
1167
26-2-31

FROM

S. P. RAJAGOPALACHARI, ESQ., B.A., B.L.,
Muzrai Commissioner in Mysore.

24 FEB 1931

To

Rajasevaparayana

B. Srinivasa Iyengar, Esq., B.A., B.L.,

Secretary to Government of His Highness
the Maharaja of Mysore,
Financial
Department.

SIR,

With reference to your letter No.466/Muz.82-30-2 dated 6/8th September 1930, I have the honor to submit herewith the entire file of vernacular records connected with the appeal of Mr. H.Krishnappa regarding the disposal of S.No.245 of Devanhalli, together with this office file bearing R.Dis.No.278/29-30 dated 2nd July 1930.

The facts of the case are clearly stated in this office ----- letter No.Appeal.23/29-30 dated 29th April 1930 addressed to the ---- Financial Secretary.

The appeal petition with its enclosure is herewith returned.

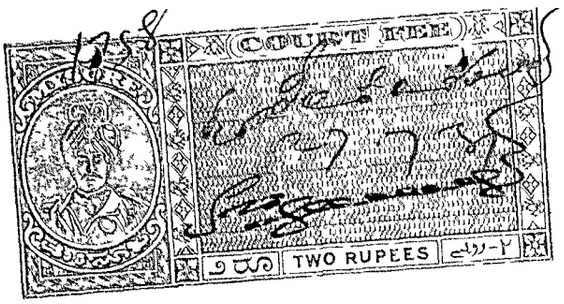
I have the honor to be,

Sir,

Your most obedient servant,

Y Varadaraja Rau

For Muzrai Commissioner.



In the Court of the

BANGALORE.

Case No. OF 193 —193

Appellant
Plaintiff
Petitioner

Vs.

Respondent
Defendant
Opponent

I . above named do by these presents, retain Messrs. R. VENKATA RAMAIYA, M.A., L.L.B., A. J. KHALEEL, B.A., B.L., and R. SRINIVASIAH, B.A., L.L.B., Advocates, to appear and conduct the above case on behalf to judgement.

2 further empower them to appear, plead, enter into compromise and do all necessary acts in the above case, to execute any decree or order that may be passed in behalf and to receive from the Court all documents, refunds, and all sums of money that may be entitled to get and grant receipts therefor.

3 also undertake to confirm and ratify all the acts done by any of the said Advocates or by any other Advocate on their behalf in so doing

4 further agree that if fail to pay the fees agreed upon or to give due instructions they are at liberty to retire from the case.

BANGALORE,
193

Accepted.

Personally known to me and signed in my presence

Advocates,

Review petition 80 of 30-31

Petitioners :— Puttappa s/o Annaiya Jois
Devanahalli.

& Krishna Murthi S/o the 1st
petitioner (Rep. K. Krishnappa - Advocate)

V—s.

Opponent :— Yele Krishnappa
Devanhalli.

Subject of appeal :— Re: resumption of Inam S. No. 330 (Re S. No. 245) of Devanahalli Tk endowed to the Sri Venkataramana Swamy temple at Devanahalli and leasing out the same to one Yele Krishnappa.

Date of hearing :— Monday the 27th July 1931 (12 noon).

If notices have issued for service on parties to the Amildars :— Yes
(Adv intimated No 62 & 11/7/31)

If notices returned served by the Amildars.
(Returned served)

If Cause list is sent to Advocates

(G)

Before the Government of His Highness the Maharaja of Mysore.

Muzrai Review
~~Appeal~~ No. 8 of 1930-31

~~Appellant~~
Petitioners.

(1) Puttappa son of Annaiya Jois - Devanhalli.

(2) Krishna Murti son of Puttappa.

~~Respondent~~
Counter Petitioner.

Yele Krishnappa,

Subject.

Prayer for a revision of Government Order No.2756-7/ Muz.355-29-2 dated 2nd June 1930 sanctioning the resumption of Inam S.No.330 (Re.S.No. 245) of Devanhalli endoved to the Sri Venkataramana Swami Temple at the place and leasing out the same to Mr.Yele Krishnappa, rejecting the claim of Krishnamoorthy, the 2nd petitioner to the land.

The case was heard on 27th July 1931. The petitioners were represented by their Lawyer Mr.M.Krishnappa and the counter petitioner by Mr.Venkataramaiya.

ORDER.

The petitioners produced no evidence to prove that they had any personal right to the Inam land; and there are, therefore, no reasons to interfere with the orders already passed.

GPB—1,000—8-8-11

(G)

Before the Government of His Highness the Maharaja of Mysore.

Mug Review ~~Appeal~~ No. 8 of 1930-31

Petitioners ~~Appellant.~~ *Vs.* Counter petitioner ~~Respondent.~~

1) Puttappa Son of Annaiya Tois - Devanhalli

2) Krishna Murti Son of Puttappa

Yele Krishnappa Devanahalli

Subject.

Prayer for a revision of G.O. No 2756-8/Mug 353-29-2 dt 31-5-30 & 2-6-30 sanctioning the resumption of Inam S. No 330 (Re. S. No 245) of Devanahalli endowed to the Sri Venkataramana Swamy temple at the place and leasing out the same to one Yele Krishnappa, rejecting the claim of Krishnamurthy, the 2nd petitioner to the land.

The case was heard on 27th July 1931.

The petitioners were represented by their Lawyer Mr H. Krishnappa and the Counter petitioner Mr Venkataramaniah.

Order

The petitioners' [illegible]

GPB—500—12-8-13

16) to prove that they had any personal right to the Inam land; and there are, therefore, no reasons to interfere with the orders already passed.

Memo no 183 dt 3/8/31 Enc. 2 files
Mis 82-30-4

Copy to M.C, returning records received with his letter no 454/30-31 dt 23/2/1931

B.O
30.7.31
For Secretary
Madras

1849 dt 3-8-31.
Copy to Mr St. Krishnappa Advocate
Bangalore City

B.O
For Secretary

185 dt 3-8-31.
Copy to Mr R. Venkataramaiyar - Adv
Bangalore City.

B.O
30-7-31
For Secretary
Madras

28/7